



Rep. Dave Winters

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09500HB4771ham001

LRB095 17702 NHT 48762 a

1 AMENDMENT TO HOUSE BILL 4771

2 AMENDMENT NO. _____. Amend House Bill 4771 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 10-20.13 and 34-21.6 as follows:

6 (105 ILCS 5/10-20.13) (from Ch. 122, par. 10-20.13)

7 Sec. 10-20.13. Textbooks ~~Text books~~ for children of parents
8 unable to buy them and other fees.

9 (a) To purchase, at the expense of the district, a
10 sufficient number of textbooks for children whose parents are
11 unable to buy them, including but not limited to children
12 living in households that meet the free lunch or breakfast
13 eligibility guidelines established by the federal government
14 pursuant to Section 1758 of the federal Richard B. Russell
15 National School Lunch Act (42 U.S.C. 1758; 7 C.F.R. 245 et
16 seq.), subject to verification as set forth in subsection (c)

1 ~~of this Section eligible for free lunches or breakfasts under~~
2 ~~the Community School Lunch Program.~~ Such textbooks shall be
3 loaned only, and the directors shall require the teacher to see
4 that they are properly cared for and returned at the end of
5 each term of school.

6 (b) To waive all fees assessed by the district on children
7 whose parents are unable to afford them, including but not
8 limited to children living in households that meet the free
9 lunch or breakfast eligibility guidelines established by the
10 federal government pursuant to Section 1758 of the federal
11 Richard B. Russell National School Lunch Act (42 U.S.C. 1758; 7
12 C.F.R. 245 et seq.), subject to verification as set forth in
13 subsection (c) of this Section eligible for free lunches or
14 ~~breakfasts under the Community School Lunch Program.~~ The school
15 board shall adopt written policies and procedures for such
16 waiver of fees in accordance with regulations promulgated by
17 the State Board of Education.

18 (c) Any school board that participates in a federally
19 funded, school-based child nutrition program and uses a
20 student's application for, eligibility for, or participation
21 in the federally funded, school-based child nutrition program
22 (42 U.S.C. 1758; 7 C.F.R. 245 et seq.) as the basis for waiving
23 fees assessed by the school district must follow the
24 verification requirements of the federally funded,
25 school-based child nutrition program (42 U.S.C. 1758; 7 C.F.R.
26 245.6a).

1 A school board that establishes a process for the
2 determination of eligibility for waiver of fees assessed by the
3 school district that is completely independent of a student's
4 application for, eligibility for, or participation in a
5 federally funded, school-based child nutrition program may
6 provide for fee waiver verification no more often than every 60
7 calendar days. Information obtained during the independent,
8 fee waiver verification process indicating that the student
9 does not meet free lunch or breakfast eligibility guidelines
10 may be used to deny the waiver of the student's fees, provided
11 that any information obtained through this independent process
12 for determining or verifying eligibility for fee waivers shall
13 not be used to determine or verify eligibility for any
14 federally funded, school-based child nutrition program.

15 (Source: P.A. 86-195.)

16 (105 ILCS 5/34-21.6) (from Ch. 122, par. 34-21.6)

17 Sec. 34-21.6. Waiver of fees.

18 (a) The board shall waive all fees assessed by the district
19 on children whose parents are unable to afford them, including
20 but not limited to children living in households that meet the
21 free lunch or breakfast eligibility guidelines established by
22 the federal government pursuant to Section 1758 of the federal
23 Richard B. Russell National School Lunch Act (42 U.S.C. 1758; 7
24 C.F.R. 245 et seq.), subject to verification as set forth in
25 subsection (b) of this Section ~~eligible for free lunches or~~

1 ~~breakfasts under the Community School Lunch Program.~~ The board
2 shall develop written policies and procedures implementing
3 this Section in accordance with regulations promulgated by the
4 State Board of Education.

5 (b) If the board participates in a federally funded,
6 school-based child nutrition program and uses a student's
7 application for, eligibility for, or participation in the
8 federally funded, school-based child nutrition program (42
9 U.S.C. 1758; 7 C.F.R. 245 et seq.) as the basis for waiving
10 fees assessed by the district, then the board must follow the
11 verification requirements of the federally funded,
12 school-based child nutrition program (42 U.S.C. 1758; 7 C.F.R.
13 245.6a).

14 If the board establishes a process for the determination of
15 eligibility for waiver of fees assessed by the district that is
16 completely independent of a student's application for,
17 eligibility for, or participation in a federally funded,
18 school-based child nutrition program, the board may provide for
19 fee waiver verification no more often than every 60 calendar
20 days. Information obtained during the independent, fee waiver
21 verification process indicating that the student does not meet
22 free lunch or breakfast eligibility guidelines may be used to
23 deny the waiver of the student's fees, provided that any
24 information obtained through this independent process for
25 determining or verifying eligibility for fee waivers shall not
26 be used to determine or verify eligibility for any federally

1 funded, school-based child nutrition program.

2 (Source: P.A. 86-195.)

3 Section 99. Effective date. This Act takes effect on
4 September 1, 2008 or upon becoming law, whichever is later.".